

COMMONWEALTH OF MASSACHUSETTS

COURT DEPARTMENT

_____, ss.

Docket No. _____ DIVISION

In re: Commitment of
JOHN DOE

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MOTION IN LIMINE TO EXCLUDE
CERTAIN OPINION TESTIMONY

Now comes RESPONDENT, John Doe, and moves this Honorable Court to exclude the opinion testimony of Dr. Sally Smith concerning (i) RESPONDENT'S mental status, (ii) the likelihood of serious harm should RESPONDENT be discharged, (iii) the need to confine RESPONDENT at a psychiatric facility, (iv) the need for the strict security of Bridgewater State Hospital and (v) RESPONDENT'S ability to provide informed consent to treatment with antipsychotic medication.

As reasons therefor, RESPONDENT asserts that all such opinions are based, in whole or in substantial part, upon information which is privileged or otherwise inadmissible in the instant action and that, therefore, such opinions are themselves inadmissible. D.Y.S. v. A Juvenile, 398 Mass. 516 (1986).